

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Phillip MERRICK, et al.

Appln. No.: 09/274,979

Filed: March 23, 1999

For: XML REMOTE PROCEDURE CALL (XML-RPC)



Attorney Docket A7145

Group Art Unit:

Examiner:

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SEP 10 1999
TC 2700 MAIL ROOM

**SUBMISSION OF EXECUTED SMALL ENTITY STATUS DECLARATION
AND REQUEST FOR REFUND OF LARGE ENTITY FILING FEE**

BOX ISSUE FEE (DELETE THIS LINE IF NOT AFTER NOTICE OF ALLOWANCE)

Assistant Commissioner for Patents
Washington, D.C. 20231

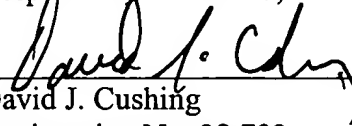
FILED

MAY 21 1999

Sir:

Applicants submit herewith an executed Small Entity Status Declaration for the above identified application. It is respectfully requested that Small Entity Fees be applied to the present application. Since this Declaration is being timely filed, *i.e.*, within two months of the date of the timely payment of a full fee, Applicants hereby respectfully requests a refund of one-half of the fully paid fee. This refund, in the amount of \$2,003.00 is to be credited to Deposit Account No. 19-4880. A duplicate copy of this paper is attached.

Respectfully submitted,


David J. Cushing
Registration No. 28,703

SUGHRUE, MION, ZINN,
MACPEAK & SEAS, PLLC
2100 Pennsylvania Avenue, N.W.
Washington, D.C. 20037-3213
Telephone: (202) 293-7060
Facsimile: (202) 293-7860

Date: May 21, 1999

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

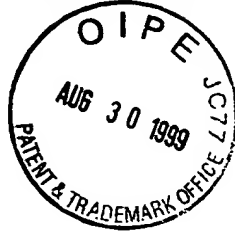
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Attorney Docket A7145

Group Art Unit: 2771

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RESPONSE TO NOTICE TO FILE MISSING PARTS

ATTN: BOX MISSING PARTS
Assistant Commissioner for Patents
Washington, D.C. 20231

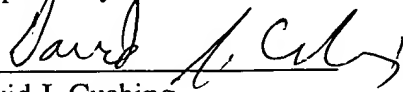
Sir:

In response to the "Notice to File Missing Parts of Application-Filing Date Granted" (copy enclosed), mailed June 28, 1999, Applicants state that formal papers (executed Declaration; executed Small Entity Declaration and executed Assignment) were filed on May 21, 1999, in the United States Patent and Trademark Office. A copy of all papers filed on May 21, 1999, along with a copy of the stamped PTO Mail Room receipt verifying receipt and copies of checks verifying the payments made, are attached.

Please also charge any underpayment or credit any overpayment to Deposit Account No. 19-4880. A duplicate copy of this paper is attached.

SUGHRUE, MION, ZINN,
MACPEAK & SEAS, PLLC
2100 Pennsylvania Avenue, N.W.
Washington, D.C. 20037-3213
Telephone: (202) 293-7060
Facsimile: (202) 293-7860
Date: August 30, 1999

Respectfully submitted,


David J. Cushing
Registration No. 28,703



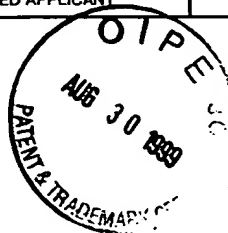
UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NO./TITLE |
|--------------------|---------------------|-----------------------|---------------------------|
|--------------------|---------------------|-----------------------|---------------------------|

09/274,979 03/23/99 MERRICK

0242/0628

SUGHRUE MION ZINN MACPEAK & SEAS
2100 PENNSYLVANIA AVENUE NW
WASHINGTON DC 20037-3213



A007145

NOT ASSIGNED

2771

DATE MAILED:

06/28/99

NOTICE TO FILE MISSING PARTS OF APPLICATION
Filing Date Granted

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the **SURCHARGE** set forth in 37 CFR 1.16(e) of ☐ \$65.00 for a small entity in compliance with 37 CFR 1.27, or ☒ \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a
☐ small entity (statement filed) ☒ non-small entity is \$ 130.

- ☐ 1. The statutory basic filing fee is:

- ☐ missing.
☐ insufficient.

Applicant must submit \$_____ to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

- ☐ 2. The following additional claims fees are due:

\$_____ for _____ total claims over 20.

\$_____ for _____ independent claims over 3.

\$_____ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

- ☒ 3. The oath or declaration:

- ☒ is missing or unsigned.
☐ does not cover the newly submitted items.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

- ☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

- ☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

- ☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).
☐ 7. Your filing receipt was mailed in error because your check was returned without payment.
☐ 8. The application was filed in a language other than English.
Applicant must file a verified English translation of the application, the \$130.00 set forth in 37 CFR 1.17(k), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).
☐ 9. OTHER: _____

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

A copy of this notice MUST be returned with the reply.

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1999 MAR 01 00000053 09274979

65.00 DP 205

FILING RECEIPT
PLEASE DATE STAMP AND RETURN TO US - BOX 235X



In re application of

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Appln. No. 09/274,979

Group Art Unit:

Filed: March 23, 1999

Examiner:

For: XML REMOTE PROCEDURE CALL (XML-RPC)

PAPER(S) FILED ENTITLED:

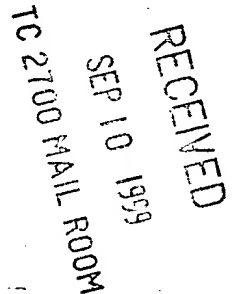
1. Submission of Executed Declaration (Dupl) w/PTO Check
2. Submission of Small Entity Declaration (Dupl) w/executed Small Entity Declaration w/request for Refund
3. Submission of Assignment w/PTO form 1595 w/PTO Check



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Facsimile: (202) 293-7860

DOCKET NO.: A007145
ATTORNEY/SEC: DJC:kjc

Date Filed: May 21, 1999



| INVOICE DATE | INVOICE NO. | | | NET INVOICE |
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| 05/21/99 | OPER: KJC 124001 A7145 | | | 65.00 |
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| 132047 | 05/21/99 | 10456 COMMISSIONER OF PATENTS | | 65.00 |

MAY 21 1999

SUGHRUE, MION, ZINN, MACPEAK & SEAS, PLLC — PTO ACCOUNT
2100 PENNSYLVANIA AVENUE, N.W., WASHINGTON, D.C. 20037-3202

DATE
05/21/99

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132047

CRESTAR BANK N.A.
WASHINGTON, D.C.

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AND TRADEMARKS

AMOUNT
\$65.00

01274979

NON-NEGOTIABLE

Waddell A. Bizzant

⑈ 132047 ⑈ ⑆094000522⑆ 206548885⑈

AUG 30 1999
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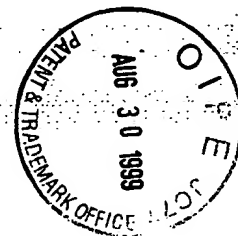
AMOUNT

\$40.00

NON-NEGOTIABLE

Waddell A. Bizzant

№ 13 204 200 0540005 2 212 20654888500



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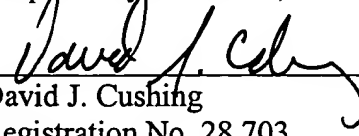
Sir:

Applicants submit herewith the required Declaration properly executed by the inventors.

A Notice to File Missing Parts has not been received to date from the Patent Office.

A check for the surcharge of \$65.00 is attached (Applicant is a verified Small Entity - see attached submission). Please also charge any underpayment or credit any overpayment to Deposit Account No. 19-4880. A duplicate copy of this paper is attached.

Respectfully submitted,


David J. Cushing
Registration No. 28,703

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